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LAW OFFICES OF JONATHAN ALAN QUINE  
By Evelyn Gomez  
Evelyn Gomez

Attorney Docket No. 02-104910US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Michael Lassner et al.

Examiner: Unassigned

Art Unit: 1632

Application No.: 09/849,452

Filed: May 4, 2001

TRANSMITTAL LETTER - RESPONSE  
TO NOTICE OF MISSING PARTS

For: **EVOLUTION OF PLANT DISEASE  
RESPONSE PATHWAYS TO ENABLE  
THE DEVELOPMENT OF PLANT BASED  
BIOLOGICAL SENSORS AND TO  
DEVELOP NOVEL DISEASE  
RESISTANCE STRATEGIES**

Attn: Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231

10/26/2001 TV0111

00000006 500893 09849452

01 FC:115

110000:CH

Pursuant to the "Notice to File Missing Parts of Application - Filing Date Granted" dated July 17, 2001, enclosed are the following to be made of record in the above-identified application:

- 1) Executed Declaration
- 2) Power of Attorney and Certificate of Assignee Under 37 C.F.R. § 3.73(b) (+ copy of Assignment - not for recordation-note: The Assignment for recordation is being sent concurrently under separate cover to Box Assignment, pursuant to the MPEP @ Page 300-M and Form PTO-1619A)
- 3) Copy of Notice of Missing Parts
- 4) Transmittal Sheet
- 5) Receipt indication postcard

Please charge Deposit Account No. 50-0893 for the following fees:

Large entity: (a)	Filing Fee (§ 1.16(a)) (Large Entity)	\$ 710.00
(b)	Excess Claims Fees (§ 1.16(b), (c)):	
	127 - 20 = 107 x 18 =	\$ 1,926.00
	6 - 3 = 6 x 80 =	\$ 240.00
(c)	Missing Parts Surcharge	\$ 130.00
<b>TOTAL FEES TO BE CHARGED</b>		<b>\$ 3,006.00</b>

The Commissioner is hereby authorized to charge any additional fees associated with this paper or during the pendency of this application, or credit any overpayment, to Deposit Account No. 50-0893. *This Transmittal Letter is submitted in duplicate.(if not submitting fee transmittal)*

Respectfully submitted,



Jonathan Alan Quine, J.D., Ph.D.  
Reg. No. 41.261

LAW OFFICES OF JONATHAN ALAN QUINE  
P.O. BOX 458  
Alameda, CA 94501  
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Please type a plus sign (+) inside the box → ☐

(Modified) PTO/SB/21 (6-98)  
Approved for use through 09/30/2000. OMB 0651-0031  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# TRANSMITTAL FORM

Total Number of Pages in This Submission

Application Number

09/849,452

Filing Date

May 4, 2001

First Named Inventor

Michael Lassner

Group Art Unit

1632

Examiner Name

Unassigned

Attorney Docket Number

02-104910US

## ENCLOSURES (check all that apply)

☐ Fee Transmittal Form

☐ Fee Attached

☐ Amendment / Response

☐ After Final

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/ Incomplete Application

☒ Response to Missing Parts under 37 CFR 1.52 or 1.53

☐ Assignment Papers (for an Application)

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition Routing Slip (PTO/SB/69) and Accompanying Petition

☐ Petition to Convert to a Provisional Application

☒ Power of Attorney, Revocation Change of Correspondence Address

☐ Terminal Disclaimer

☐ Small Entity Statement

☐ Request for Refund

☐ After Allowance Communication to Group

☐ Appeal Communication to Board of Appeals and Interferences

☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ Additional Enclosure(s) (please identify below):

Signed Declaration, Copy of Assignment, Statement Under 37 CFR 3.73(b), Copy of Notice of Missing Parts, and Receipt acknowledgment postcard

### Authorization to Charge Deposit Account

Please charge Deposit Account No. 50-0893 for any additional fees associated with this paper or during the pendency of this application, including any extensions of time for consideration of the documents enclosed.

Remarks

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name

Jonathan Alan Quine Reg. No. 41,261 The Law Offices of Jonathan Alan Quine

Signature

*Jonathan Alan Quine*

Date

September 17, 2001

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: September 17, 2001

Typed or printed name

Evelyn Gomez

Signature

*Evelyn Gomez*

Date

September 17, 2001



0137.21045

PTO/SB/96 (2-98)  
Approved for use through 09/30/02000. OMB 0651-0031**STATEMENT UNDER 37 CFR 3.73(b)**Applicant: Michael Lassner, et al.Application No.: 09/849,452Filed: May 4, 2001Entitled: **Evolution of Plant Disease Response Pathways to Enable the Development of Plant Based BiOlogical Sensors and to Develop Novel Disease Resistance Strategies**Maxygen, Inc.

, a

corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application identified above by virtue of either:

A. [X] An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel \_\_, Frame \_\_, or for which a copy thereof is attached.

OR

B. [ ] A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at Reel \_\_\_\_, Frame \_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at Reel \_\_\_\_, Frame \_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at Reel \_\_\_\_, Frame \_\_\_\_, or for which a copy thereof is attached.

[ ] Additional documents in the chain of title are listed on a supplemental sheet

[X] Copies of assignments or other documents in the chain of title are attached.

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

9/14/01

Date

Signature

Michael S. Rabson

Typed or printed name

General Counsel

Title



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/849,452	05/04/2001	Michael Lassner	02-104910US

22798  
LAW OFFICES OF JONATHAN ALAN QUINE  
P O BOX 458  
ALAMEDA, CA 94501

CONFIRMATION NO. 8657

## FORMALITIES LETTER



\*OC000000006303169\*

Date Mailed: 07/17/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/01/2001 BABRAHA1 00000046 500893 09849452

## FILED UNDER 37 CFR 1.53(b)

01 FC:101 710.00 CH  
02 FC:103 1926.00 CH  
03 FC:102 240.00 CH  
04 FC:105 130.00 CH

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$2166.
  - \$1926 for 107 total claims over 20.
  - \$240 for 3 independent claims over 3 .
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 3006.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY